

Ineligible Volunteer Record Sheet
Registration Service
Boy Scouts of America

Audubon Council #200

date: MARCH 8, 1990

Full name: Max Aaron Jagers

Social Security Number: [REDACTED]

Address: [REDACTED]

City: Bowling Green State: KY ZIP: 42101

Approximate age: 12 9-19-63

Religion:

Nationality: America

Occupation: woodworking

Education: Rt. US Army

Weight: 130 lbs Height: 5'10

Race: Caucasian

Color of hair: brown

Color of Eyes: brown

Outstanding Characteristics or interests: one eye is disabled or blind

Married/Single: MARRIED

Children: 15

Spouse's name:

Scouting connection:

CONFIDENTIAL

MAR 28 1990

F. STARON

CONF006545

November 27, 1991

Mr. John M. Olynick
Scout Executive
Audubon Council, No. 200

PERSONAL AND CONFIDENTIAL

SUBJECT: MARK ARROW JAGGERS

Dear John:

Thank you for the detailed information sent concerning the above Scouter. This case has been reviewed with our attorney and is now on our permanent Ineligible Volunteer File.

Sincerely,

Paul Ernst, Director
Registration and Statistical Service

eko

cc: James D. Wilson, Southeast Region

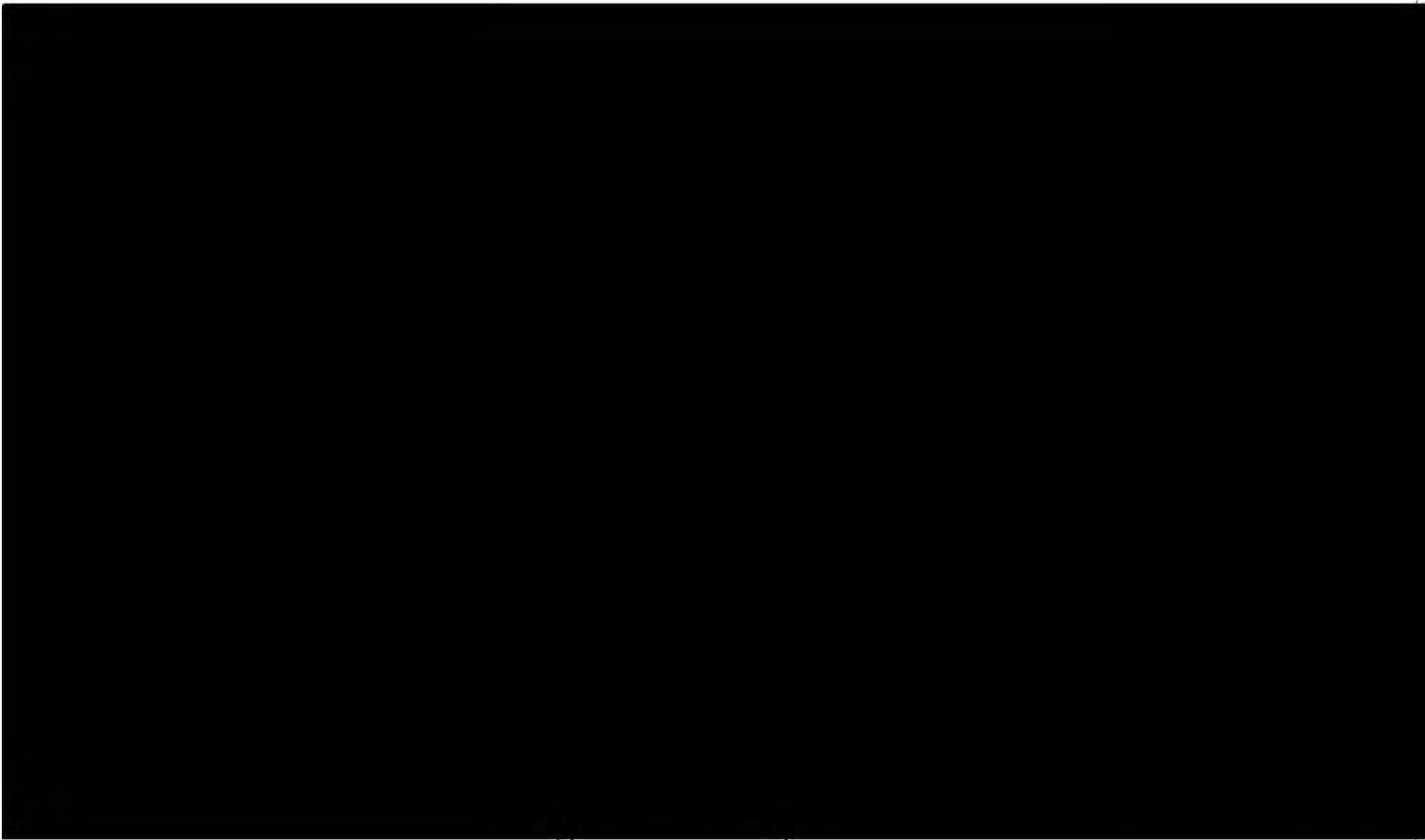
RECEIVED
DEC 02 1991
ERIN O'RILEY

CONF006546



AUDUBON COUNCIL
BOY SCOUTS OF AMERICA

March 10, 1971



10440

301 Elmwood, Lexington, KY 40501
Mr. Henderson, Mr. & Mrs. Norma Bennett



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CONF006547



OFFICE OF THE COMMONWEALTH ATTORNEY
TENTH JUDICIAL DISTRICT
MUNFORDVILLE, KENTUCKY 42765

JAMES C. LADD
ASST. COMMONWEALTH ATTORNEY

November 5, 1991

P.O. BOX 636
TELEPHONE
502-521-1800

FAX: 524-2868

Mr. Greg Carter

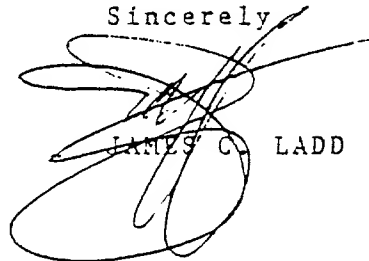
[REDACTED]
Owensboro, Ky. 42302-0280

Re: Commonwealth vs. Mark Jaggers
Hart Circuit Court
Indictment No. 90-CR-036

Dear Greg:

Please find enclosed a courtesy copy of a plea agreement that was entered on today's date by the Judge concerning the criminal prosecution of Mark Jaggers. The case was set for jury trial last week on October 31, 1991. During my trial preparation for the case on the 29th and 30th, I had several interviews with the victim [REDACTED] and his parents. I had my witnesses subpoenaed, lined up and ready to testify. Without any warning, I received a telephone call from the mother of [REDACTED] at 4:00 p.m. on October 30, 1991 that "she" and [REDACTED] had decided that he did not want to testify and they didn't care if the charges were dropped. As there is not much sense in prosecuting a case where the victim doesn't care, I decided to try a bluff and at least salvage a misdemeanor conviction. Please note the conditions of probation in the event that Mr. Jaggers ever attempt to get involved in Scouting in the future. If you have any questions, or need further information, please do not hesitate to call me here at the office.

Sincerely


JAMES C. LADD

JCL/jr

Enclosure

CONF006548

HART CIRCUIT COURT

INDICTMENT NO. 90-CR-036

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS.

JUDGMENT AND FINAL SENTENCE ON GUILTY PLEA

MARK JAGGERS

DEFENDANT

This 5th day of November, 1991, came the DEFENDANT MARK JAGGERS, together with Counsel, Attorney Mike Nichols and Attorney James C. Ladd appearing for the COMMONWEALTH.

On Motion of the COMMONWEALTH, and sustained by the Court, the Indictment was amended from Sodomy in the Second Degree to Sodomy in the 4th Degree.

WHEREUPON, the Indictment as amended, was read to the DEFENDANT and he was advised of his constitutional rights, viz: right to trial by jury; right to confront his accusers and cross-examine the witnesses; and that these rights could be waived only by him with the agreement of his Counsel and the COMMONWEALTH.

DEFENDANT was further informed that if convicted by a legally constituted jury, he had the right of appeal to the Court of Appeals; and, if he was without sufficient funds, Counsel would be appointed and a record prepared at public expense.

DEFENDANT was further advised by the Court that the Court was not bound by any promises or commitments made to him by anyone and that if he waived trial by jury and agreed together with Counsel and the Attorney for the COMMONWEALTH to have the

Court fix punishment, the Court could fix punishment at the minimum or maximum penalty.

DEFENDANT was then questioned by the Court as to whether he had been under the influence of alcohol, marijuana, narcotics or any controlled substance within the past 48 hours, to all of which the DEFENDANT answered in the negative.

DEFENDANT was further questioned by the Court as to whether he had had any mental problems during his lifetime, to which the DEFENDANT answered in the negative.

The DEFENDANT was then questioned by the Court as to whether he was satisfied with the services of his attorney, to which the DEFENDANT answered in the affirmative.

The Court, having advised the DEFENDANT of all his constitutional rights, and having questioned him as above stated, and being of the opinion that the DEFENDANT was of sufficient mental capacity to understand the charges against him and to understand his rights, and the Court being of the further opinion that there was a factual basis for the DEFENDANT'S plea, said DEFENDANT was then questioned by the Court as to what his plea was to the charge as set forth in the Amended Indictment.

WHEREUPON, the Defendant, with the agreement of his defense counsel and the Commonwealth, waived the above rights and entered a plea of Guilty pursuant to North Carolina vs. Alford, 400 U.S. 25 (U.S. Sup. Ct., 1970) to the charge of Sodomy in the Fourth Degree.

WHEREUPON, the Court found said DEFENDANT guilty and upon recommendation of the COMMONWEALTH, sentence was fixed at 12

months in the Larue County Jail. Provided however, that the entire 12 month sentence is hereby SUSPENDED for a period of 24 months conditioned as follows:

1. The Defendant is to remain on good behavior during the entire period of probation.

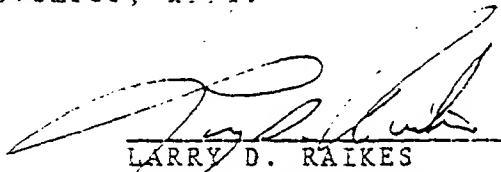
2. The Defendant will not come into Hart County for any reason during the period of probation.

3. The Defendant will immediately terminate any involvement that he has with the Boy Scouts of America and will not be involved with the Boy Scouts in the future.

As the Defendant is indigent and represented by the Public Defender, the court costs of this action are waived.

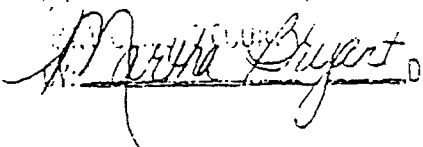
It is further ORDERED AND ADJUDGED that the DEFENDANT is hereby credited for the time spent in custody prior to the commencement of sentence, namely 10 days toward the service of the maximum term of imprisonment.

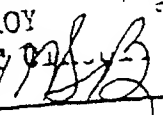
Dated this 5th day of November, 1991.


LARRY D. RAIKES
JUDGE, HART CIRCUIT COURT

ENTERED

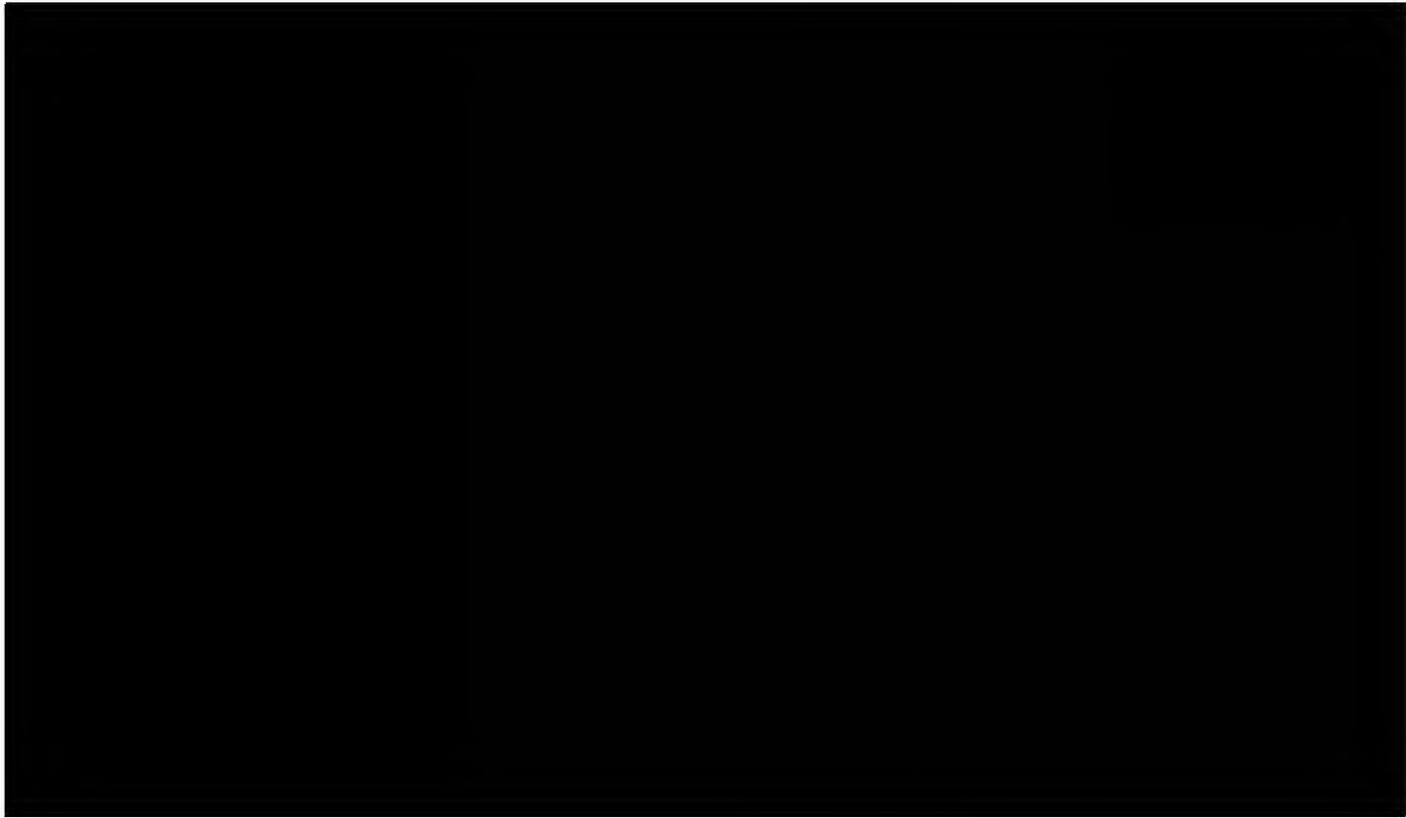
11-6-91


Martha Bryant D.C.

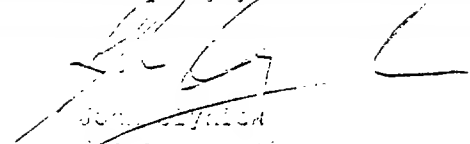
A TRUE COPY ATTEST
CONROY, CLERK
HART CIRCUIT COURT
BY:  DC



AUDUBON COUNCIL
BOY SCOUTS OF AMERICA



Sincerely yours in scouting,


John Lyndon
Scout Executive

cc: Jim Wilson



P.O. Box 280 Owensboro, KY 42302 502/684-9272

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CONF006552

August 28, 1991

READY FOR FILE

AUG 28 1991

A. GR.

Mr. John M. Olynick
Scout Executive
Audubon Council, No. 200

PERSONAL AND CONFIDENTIAL

SUBJECT: MARK AARON JAGGERS

Dear John:

I know the legal action sometimes moves slowly, but I would hope it was completed by this time. Could you send us newspaper clippings or court records substantiating the outcome of the legal action? This would then complete our file.

Thanks for your help in protecting the youth of America.

Sincerely,

Paul Ernst, Director
Registration and Statistical Service

ag

cc: James Wilson, Southeast Region

CONF006553

RECEIVED

MAR 09 1991

A. L. 13

March 6, 1991

Mr. John M. Olynick
Scout Executive
Audubon Council, No. 200

PERSONAL AND CONFIDENTIAL

SUBJECT: MARK AARON JAGGERS

Dear John:

I hate to bother you again, but wondered if the legal action had now been completed on Mr. Jagers. You last indicated to us that they were suppose to have a trial in early December.

I know there can be many delays in the legal system, but if we do have a completion, I would like the outcome of that action.

Sincerely,

Paul Ernst, Director
Registration and Statistical Service

ag

cc: James D. Wilson, Southeast Region

CONF006554



BOY SCOUTS OF AMERICA

National Office
1325 West Walnut Hill Lane
P.O. Box 152079, Irving, Texas 75015-2079
214-580-2000

November 5, 1990

Mr. John M. Olynick
Scout Executive
Audubon Council, No. 200

PERSONAL AND CONFIDENTIAL

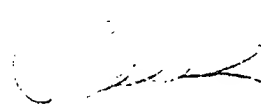
SUBJECT: MARK AARON JAGGERS

Dear John:

We would like to know if the legal action has now been completed on Mr. Jagers. You sent us material indicating he had been charged with deviate sexual intercourse.

Please send us this information so we can complete our file. Thanks for your help.

Sincerely,


Paul Ernst, Director
Registration and Statistical Service

bg

cc: Southeast Region

*Paul
It is my understanding
that Mr. Jagers will go to trial late
this month or early in December -
I'll keep you informed when further
info is available*

CONF006555

November 5, 1990

NOV 05 1990

A. GRAVES

Mr. John M. Olynick
Scout Executive
Audubon Council, No. 200

PERSONAL AND CONFIDENTIAL

SUBJECT: MARK AARON JAGGERS

Dear John:

We would like to know if the legal action has now been completed on Mr. Jagers. You sent us material indicating he had been charged with deviate sexual intercourse.

Please send us this information so we can complete our file. Thanks for your help.

Sincerely,

Paul Ernst, Director
Registration and Statistical Service

bg

cc: Southeast Region

CONF006556

JC-79-320

Commonwealth of Kentucky
Court of Justice

RCr 6.06, 6.08, 6.10



INDICTMENT

Indictment No. 90-CR-036

County Hart

Circuit Court Division _____

COMMONWEALTH OF KENTUCKY,

KRS: 510.080 Sodomy 2nd deg.

v.

Mark Jagers, DEFENDANT.

The Grand Jury charges: That on or about the 4th day of March, 1990, in Hart County, Kentucky, the above-named defendant(s): being 18 years old or older engaged in deviate sexual intercourse when the victim was less than 14 years old, being [REDACTED], age 12.

Criminal Warrant.

Arrested on 5/1/90 @ 1:15.

Bond - \$10,000.00 cash only, plus no contact or communication of any nature with [REDACTED]

LOR

4/17/90

(Continued on back)

CONF006557

Against the peace and dignity of the Commonwealth of Kentucky.

Douglas S. Custer
Foreman

Presented by the foreman of the grand jury to the court, in the presence of the grand jury,
and received from the court by me and filed in open-court this 17th day of
April, 1990.

Conroy Harris Clerk

BAIL \$ _____ ARRAIGNMENT: _____, 19____ at _____ M.

Defendant's date of birth _____ Social Security # _____

The following appeared before the Grand
jury as witnesses for the Commonwealth:

[REDACTED]

[REDACTED]

[REDACTED]

APR 05 1990

A. GRIVES

April 5, 1990

Mr. John M. Olynick
Scout Executive
Audubon Council, No. 200

PERSONAL AND CONFIDENTIAL

SUBJECT: Mark Aaron Jagers

Dear John:

During the month of March, your council sent us information concerning the above named individual and indicated he should be placed on our Ineligible Volunteer File.

He, apparently, had performed oral sex on a youth member during a camping trip.

We would like to have the outcome of the legal action, once it has been completed. We believe everything else is in our files, except for that information. We would appreciate your help whenever it is possible to give us that material.

Thanks for your help in this matter. We hope you will tell us if we may be of help in any other way.

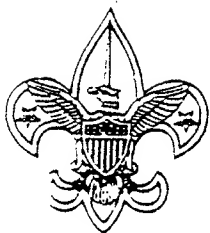
Sincerely,

Paul Ernst, Director
Registration Service

ag

cc: Southeast Region

CONF006559



Audubon Council
Boy Scouts of America

March 6, 1990

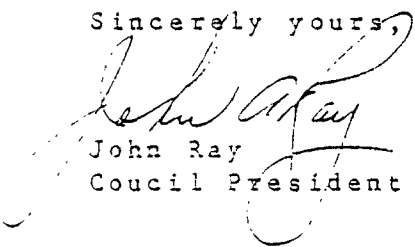
Dear Mark A. Jaggers,

After careful review , we have decided that your registration with the Boy Scouts of America should be denied. We are therefore compelled to request that you sever any relations that you may have with the Boy Scouts of America.

You should understand that BSA membership registration is a privilege and is not automatically granted to everyone who may apply. We reserve to the right to refuse registration whenever there is a concern that an individual may not meet the high standards of membership which the BSA seeks to provide for the American youth.

If you wish to have this decision reviewed by a BSA regional review committee, please write to the regional director within 60 days of the date of this letter, explaining your version of the facts supporting your claim that your registration as a BSA member should be granted. The procedures for a review of this decision are attached.

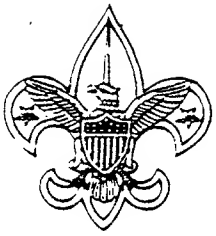
Sincerely yours,


John Ray
Council President



P.O. Box 280, Owensboro, KY 42301
(502) 684-9272
A Participating United Way Agency

CONF006560



Audubon Council
Boy Scouts of America

Mr. Paul Ernst
National Council, BSA.
Registration

MARK ARLEN JAGGER

Mr. Ernst,

Enclosed is a suspected child abuse report form. We have followed Kentucky state laws and reported the incident to the proper authorities. They are currently investigating the situation. The adult is not currently registered with our council, he is however, registered with the Old Kentucky Home Council. We have contacted the Scout Executive, Mr. Ken Connelly.

We are currently without a Scout Executive, so if you have any questions please contact me, Chris Bingaman.

Sincerely,

Chris Bingaman

RE-TO JAGGER AND COPY OF LTR
ARE CAPTIONED TO US.

205- 50135- 079861
9/63

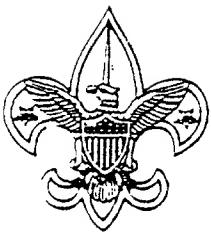
OK
3-890

Added to IV file
deleted from reg file
3/12/93
C.M.



P.O. Box 280, Owensboro, KY 42301
(502) 684-9272
A Participating United Way Agency

CONF006561



*Audubon Council
Boy Scouts of America*

Suspected Child Abuse Reporting Form
Audubon Council, B.S.A.

The following information was provided to:

Mike Newton, District Executive

[REDACTED], Glasgow Ky. 42141

Child's name:

[REDACTED]

Parent's name:

[REDACTED]

Physical indicators observed:

While the youth was sleeping an adult, a guest of the Scoutmasters, performed oral sex. The youth was awakened as the adult was finishing the act.

Other indicators known: The youth told the Scoutmaster and the other adults who were on the campout.

Behavioral indicators: The youth will not speak to his mother about the incident, he will only speak to his scout leaders.

Reporter's name: Chris Bingaman Senior District Executive

Date: 3/5/70

Signature: [Handwritten Signature]



P.O. Box 280, Owensboro, KY 42301
(502) 684-9272
A Participating United Way Agency

CONF006562



*** END OF REPORT ***

CONF006564

MSOB

MEMBERSHIP SUPPORT SYSTEM

03/12/90
11:14:25

MEMBER DELETE

CNCL 205 PRG/UNIT 60135 SEQ. 079861
FIRST: MARK LAST: JAGGERS

ADDR1: ██████████ ADDR2: HORGANTOWN KY ZIP: 42261

ADDR3: ADDR4:

REG STATUS: N ENROLL: 0289 BIRTH: 0963 SEX: M AGENCY: M ADULT/YOUTH: A
POSITION: SA FINDERCODE: 01 PHONE: ██████████ BULK: MAG-STATUS: A
REN DAT: 0190

TRANSFER FROM = CNCL: PGM/UNIT: SEQ: TRANSFER DATE:

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